

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Group Art Unit 1625

In re

Patent Application of

Charles Raymond Degenhardt, et al.

Application No. 09/996,657

Confirmation No.: 6277

Filed: November 29, 2001

Examiner: Desai, Rita J.

"SUBSTITUTED HETEROCYCLIC  
COMPOUNDS FOR TREATING MULTIDRUG  
RESISTANCE"

I, Karen Hanke, hereby certify that this correspondence is  
being facsimile transmitted to Mail Stop AF, Commissioner for  
Patents, P.O. Box 1450, Alexandria, VA 22313-1450  
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Signature

February 15, 2006

Date of Signature

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**NOTICE OF APPEAL**  
**AND**  
**REQUEST FOR EXTENSION OF TIME**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated August 15, 2005, and the Examiner finally rejecting Claims 17-19 and 23-25 in the Advisory Action dated December 22, 2005.

Applicants also hereby request a three-month extension of time extending the date for response until February 15, 2006. The fee for this extension is \$510.00, of which \$450.00 was paid (mistakenly as a large entity fee) with a two-month extension of time filed on January 12, 2006.

Applicants claim small entity status.

Please charge Deposit Account No. 50-0842 in the amount of \$310.00 (\$250.00 for the Notice of Appeal fee + \$60.00 (\$510.00 - \$450.00) for the three-month Extension of Time fee), or any deficiencies of fees associated with this filing. A duplicate copy of this sheet is enclosed.

Adjustment date: 02/17/2006 EFLORES  
01/13/2006 AKELECH1 00000041 500842 09996657  
01 FC:1252 450.00 CR

Respectfully submitted,

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02 FC:2253 510.00 DA